

File San Francisco

WAR DEPARTMENT
UNITED STATES ENGINEER OFFICE
401 Custom House
San Francisco, California

No. 22.

PUBLIC NOTICE

December 9, 1939
D. J. K. ✓ R. N. N. ✓
F. W. W. ✓ L. F. C. ✓

REC'D DEC 11 1939

TO WHOM IT MAY CONCERN:

ANS.

Application has been made by the Stauffer Chemical Company, 636 California Street, San Francisco, California, for a War Department permit to construct a small earth dam, 10 feet wide on top and about 325 feet long, across First Slough, approximately 3,900 feet southeasterly from the Pacific Portland Cement works, which is located near the mouth of Redwood Creek, San Mateo County, California; also construct about three miles of earth levee from the proposed dam extending along the southerly bank of Westpoint Slough, to a point near the electric power line serving the cement works and Stauffer Chemical Company, thence westerly along said power line, and connecting with existing levee of the salt evaporating ponds of the applicant.

A permit issued by the War Department does not give any property rights, either in real estate or material, or any exclusive privileges, and does not authorize any injury to private property or invasion of private rights, or any infringement of Federal, State, or local laws or regulations; nor does it obviate the necessity of obtaining State assent to the work authorized. It merely expresses the assent of the Federal Government so far as concerns the public rights of navigation.

Drawings showing the location and plan of the proposed work may be seen at Room 120 Custom House, San Francisco, California, until 11:00 A.M., December 19, 1939. Interested parties are invited to inspect these drawings and to submit in writing, in triplicate, on or before said date, any objections based on the interests of commerce and navigation that they may have to the proposed work. Objections based on other than the interests of commerce and navigation cannot be considered.

R. C. Hunter,
Major, Corps of Engineers,
District Engineer.

COPY

WAR DEPARTMENT
UNITED STATES ENGINEER OFFICE
401 Custom House
San Francisco, California

PROPERTY FILE No:
S.M. COUNTY
STAUFFER CHEM. CO.

No. 22.

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R. C. Hunter,
Major, Corps of Engineers,
District Engineer.

WAR DEPARTMENT

NOTE.—It is to be understood that this instrument does not give any property rights either in real estate or material, or any exclusive privileges; and that it does not authorize any injury to private property or invasion of private rights, or any infringement of Federal, State, or local laws or regulations, nor does it obviate the necessity of obtaining *State assent* to the work authorized. IT MERELY EXPRESSES THE ASSENT OF THE FEDERAL GOVERNMENT SO FAR AS CONCERNS THE PUBLIC RIGHTS OF NAVIGATION. (See *Cummings v. Chicago*, 188 U. S., 410.) 3-8300

PERMIT

OFFICE, CHIEF OF ENGINEERS.
~~United States Engineer's Office.~~

January 16, 1940.

Stauffer Chemical Company,
624-638 California Street,
San Francisco, California.

Gentlemen:

Referring to written request dated December 8, 1939, addressed to the District Engineer, U. S. Army, 401 Custom House, San Francisco, Calif., -- -- I have to inform you that, ~~upon the recommendation of the Chief of Engineers,~~ and under the provisions of Section 10 of the Act of Congress approved March 3, 1899, entitled "An act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," you are hereby authorized by the Secretary of War, -- -- -- to construct an earth dyke or levee across and along the bank of First Slough, (Here describe the proposed structure or work.) and along the banks of Westpoint Slough and an unnamed tributary thereof, -- --

in Westpoint Slough, (Here to be named the river, harbor, or waterway concerned.)

at about 1.0 mile southeasterly of the mouth of Redwood Creek, San Mateo County, (Here to be named the nearest well-known locality—preferably a town or city—and the distance in miles and tenths from some definite point in the same, stating whether above or below or giving direction by points of compass.) California, -- -- --

in accordance with the plans shown on the drawing attached hereto marked "Proposed (Or drawings; give file number or other definite identification marks.)

Dam and Levee East of Redwood Cr., San Mateo County, California, Application by

Stauffer Chemical Co., Dated Dec. 1939". -- -- --

subject to the following conditions:

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(a) That the work shall be subject to the supervision and approval of the District Engineer, Engineer Department at Large, in charge of the locality, who may temporarily suspend the work at any time, if in his judgment, the interests of navigation so require.

(b) That any material dredged in the prosecution of the work herein authorized shall be removed evenly, and no large refuse piles, ridges across the bed of the waterway, or deep holes that may have a tendency to cause injury to navigable channels or to the banks of the waterway shall be left. If any pipe, wire, or cable hereby authorized is laid in a trench, the formation of permanent ridges across the bed of the waterway shall be avoided and the back filling shall be so done as not to increase the cost of future dredging for navigation. Any material to be deposited or dumped under this authorization, either in the waterway or on shore above high-water mark, shall be deposited or dumped at the locality shown on the drawing hereto attached, and, if so prescribed thereon, within or behind a good and substantial bulkhead or bulkheads, such as will prevent escape of the material into the waterway. ~~If the material is to be deposited in the harbor of New York, or in its adjacent or tributary waters, or in Long Island Sound, a permit therefor must be previously obtained from the Supervisor of New York Harbor, Army Building, New York City.~~

(c) That there shall be no unreasonable interference with navigation by the work herein authorized.

(d) That if inspections or any other operations by the United States are necessary in the interests of navigation, all expenses connected therewith shall be borne by the permittee.

(e) That no attempt shall be made by the permittee or the owner to forbid the full and free use by the public of all navigable waters at or adjacent to the work or structure

(f) That if future operations by the United States require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Secretary of War, it shall cause unreasonable obstruction to the free navigation of said water, the owner will be required, upon due notice from the Secretary of War, to remove or alter the structural work or obstructions caused thereby without expense to the United States, so as to render navigation reasonably free, easy, and unobstructed; and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners shall, without expense to the United States, and to such extent and in such time and manner as the Secretary of War may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable capacity of the watercourse. No claim shall be made against the United States on account of any such removal or alteration.

(g) That the United States shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the Government for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.

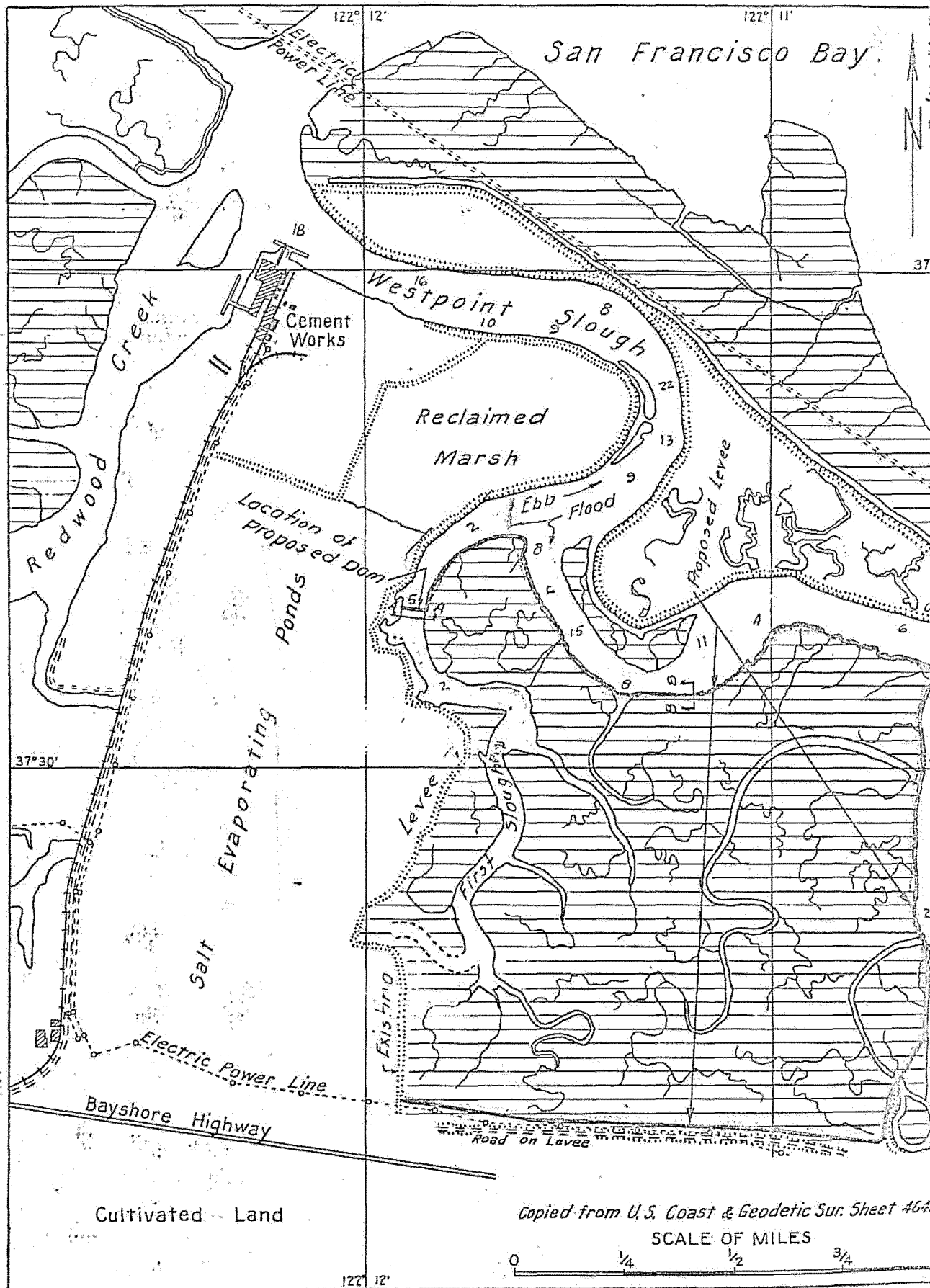
(h) That if the display of lights and signals on any work hereby authorized is not otherwise provided for by law, such lights and signals as may be prescribed by the ~~Bureau of Lighthouses, Department of Commerce~~, shall be installed and maintained by and at the expense of the owner. U. S. Coast Guard

(i) That the permittee shall notify the said district engineer at what time the work will be commenced, and as far in advance of the time of commencement as the said district engineer may specify, and shall also notify him promptly, in writing, of the commencement of work, suspension of work, if for a period of more than one week, resumption of work, and its completion.

(j) That if the structure or work herein authorized is not completed on or before the 31st day of December, 1942, this permit, if not previously revoked or specifically extended, shall cease and be null and void.

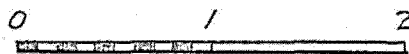
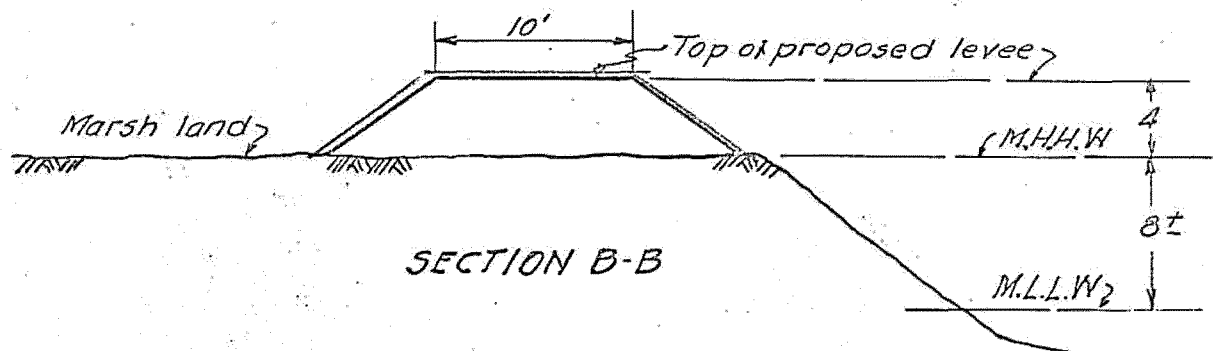
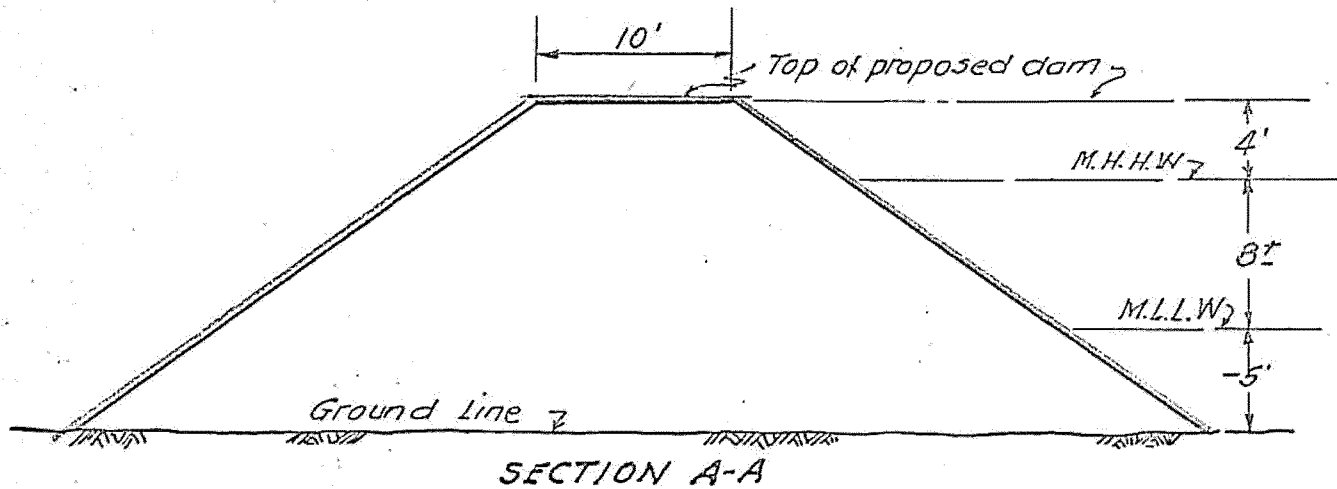
By authority of the Secretary of War:

(S)
Thomas M. Robins,
Brigadier General,
Acting Chief of Engineers.



Note

*Soundings are in feet and
refer to Mean Lower Low Water.
No harbor lines have been
established at this locality*



Scale 1 in = 10 Ft.

*PROPOSED DAM AND LEVEE
EAST OF REDWOOD CR.
SAN MATEO COUNTY CALIFORNIA
Application by STAUFFER CHEMICAL CO.
Dated Dec. 1939
SHEET 1.*